Combating Trafficking in Persons

Haiti Earthquake Relief

DEPARTMENT OF DEFENSE AWARENESS INITIATIVE

Haiti Earthquake Relief

Combating Trafficking in Persons

OD INSTRUCTION 2200.01: “Commanders and military police worldwide, ithin their authorities, [should] pursue indicators of TIP … ommanders and military police should meet periodically with host nation on-governmental organizations (NGOs) to review TIP-related issues and revention initiatives.”

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What is Trafficking in Persons (TIP):

- Trafficking in Persons is a form of modern-day slavery
- Traffickers use force, fraud or coercion to compel another person into **commercial sex or forced labor**
- **Does not require transporting victims**, but can include recruiting, harboring, providing or obtaining victims
- Children involved in commercial sex **are automatic TIP victims**

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A Natural disaster which present dangerous circumstances that may fuel human trafficking.

- Internally displaced persons, orphans, and children (including pre-teens and dolescents) are especially vulnerable to trafficking.
- Many are wandering in the streets, afraid to go inside for fear of aftershocks.
- Thousands are migrating in search of food, clothing, shelter and medical servi
- Victims may be trafficked for purposes of forced and/or bonded labor, child labo nd commercial sexual exploitation (prostitution, pornography, stripping).
- Victims of human trafficking may e trafficked within Haiti or abroad.

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Trauma resulting from the natural disaster may mask/confuse signs of trauma resulting from human trafficking;

Exercise due diligence in evaluating physical/emotional signs of abuse/trauma

rafficking in Persons -- Labor and Sex Trafficking Indicators:

- People offering Haitians job opportunities in foreign countries.
- People claiming to be the relatives of abandoned or orphaned children.
- People luring children.
- Relief workers or others offering sexual favors in exchange for aid.
- Evidence of being controlled (seems to be under constant surveillance, fearful of speaking for oneself).
- Signs of physical or sexual abuse.

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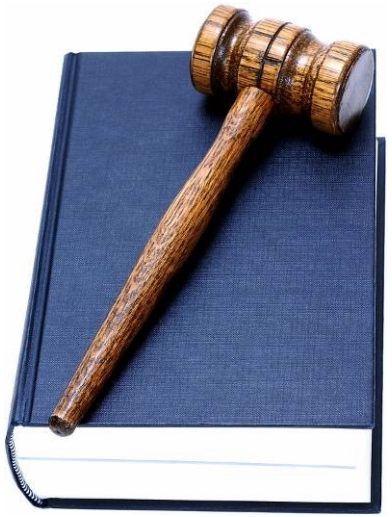
Legal Prohibition on Prostitution

On October 14, 2005, President Bush signed E.O. 13387 "2005 Amendments to the Manual for Courts-Martial, United States" that enumerates the Article 134, UCMJ, offense of "Patronizing a Prostitute“



“(b)(2) Patronizing a Prostitute

(a) That the accused had sexual intercourse with another person not the accused spouse;

(b) That the accused compelled, induced, enticed, or procured such person to engage in an act of sexual intercourse in exchange for money or other compensation; and

(c) This act was wrongful; and

(d) That, under the circumstances, the conduct of the accused was to the prejudice of good order and discipline in the armed forces or was of a nature to bring discredit upon the armed forces”

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MEJA 2000 DoD Civilians/Contractors

– Be aware of the Military Extraterritorial Jurisdiction Act of 2000 (MEJA)

Public Law 106–523
106th Congress

An Act

To amend title 18, United States Code, to establish Federal jurisdiction over offenses committed outside the United States by persons employed by or accompanying the Armed Forces, or by members of the Armed Forces who are released or separated from active duty prior to being identified and prosecuted for the commission of such offenses, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Military Extraterritorial Jurisdiction Act of 2000".

SEC. 2. FEDERAL JURISDICTION.

(a) CERTAIN CRIMINAL OFFENSES COMMITTED OUTSIDE THE UNITED STATES.—Title 18, United States Code, is amended by inserting after chapter 211 the following new chapter:

"CHAPTER 212—MILITARY EXTRATERRITORIAL JURISDICTION

"Sec.
"3261. Criminal offenses committed by certain members of the Armed Forces and by persons employed by or accompanying the Armed Forces outside the United States.
"3262. Arrest and commitment.
"3263. Delivery to authorities of foreign countries.
"3264. Limitation on removal.
"3265. Initial proceedings.
"3266. Regulations.
"3267. Definitions.

"§ 3261. Criminal offenses committed by certain members of the Armed Forces and by persons employed by or accompanying the Armed Forces outside the United States

"(a) Whoever engages in conduct outside the United States that would constitute an offense punishable by imprisonment for more than 1 year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States—
"(1) while employed by or accompanying the Armed Forces outside the United States; or
"(2) while a member of the Armed Forces subject to chapter 47 of title 10 (the Uniform Code of Military Justice),
shall be punished as provided for that offense.

"(b) No prosecution may be commenced against a person under this section if a foreign government, in accordance with jurisdiction

"…engaged in conduct outside the United States that would constitute an offense punishable by imprisonment for more than 1 year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States…"

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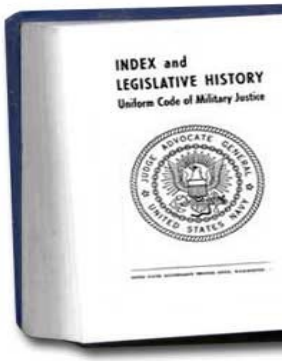
Contractors

Federal Acquisition Regulation (FAR) TIP rule



(a) Prohibit contractors, contractor employees, subcontractors, and subcontractor employees from—

(1) Engaging in severe forms of trafficking in persons during the period of performance of the contract;

(2) Procuring commercial sex acts during the period of performance of the contract; or

(3) Using forced labor in the performance of the contract;

(b) Require Contractors and Subcontractors to notify employees of the prohibited activities described in paragraph (a) of this section and the actions that may be taken against them for violations; and

(c) Impose suitable remedies, including termination, on Contractors that fail to comply with the requirements of paragraphs (a) and (b). **(FAR 22.1703)**

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Recommended precautions:

Warn Haitians of human trafficking schemes.

ose providing shelter and care are encouraged to register and protect those pe
their facilities, especially children including preteens and adolescents.

omen and children should not be placed in isolated areas of shelters/camps.

utinely check isolated places in the shelter/camp

so consider sleeping arrangements appropriate
r families and individuals.

ose hiring new or temporary employees for relief work are encouraged to educa
w hires about human trafficking and outline a zero-tolerance policy for employe
volved in human trafficking and/or sexual abuse.

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Recommended precautions:

Warn Haitians of human trafficking schemes.

Respond quickly if a child or parent asks for help or appears threatened.

Listen to children who resist persons claiming to be their parents or relatives.

If you suspect trafficking in persons notify your chain of command.

combat organized crime syndicates
trafficking in humans
Be a voice
sex slaves and child prostitutes - human faces of modern day slavery
report human trafficking
hotline@dodig.osd.mil
"There's a special evil in the abuse and exploitation of the most innocent and vulnerable. The victims of sex trade see little of life before they see the worst of life – an underground of brutality and lonely fear. Those who patronize this industry debase themselves and deepen the misery of others. And governments that tolerate this trade are tolerating a form of slavery."
President George W. Bush
September 23, 2003
hotline

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Recommended precautions:

Warn Haitians of human trafficking schemes.

Messages going out to Haitians on water bottles and food packets.

BE ALERT! WATCH FOR SCHEMES!
NO ONE can force you to work or

BE ALERT! WATCH FOR SCAMS!
NO ONE can force you to work or have sex.

TRAFFICKING IN PERSONS

DEPARTMENT OF DEFENSE AWARENESS INITIATIVE